

**REPUBLIC OF KENYA**  
**IN THE HIGH COURT OF KENYA T KAPENGURIA.**  
**CRIMINAL DIVISION**  
**CRIMINAL REVISION NO. E001 OF 2026**  
**(FROM ORIGINAL CONVICTION AND SENTENCE IN CRIMINAL CASE NO. E.055**  
**OF 2024 OF THE SPM'S COURT AT KAPENGURIA).**

**DARWIN KROP ..... APPLCIANT**

**- V E R S U S -**

**REPUBLIC ..... RESPONDENT**

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**R U L I N G.**

Darwin Krop, the applicant herein, was convicted on his own plea of guilty for the offence of stealing contrary to section 275 of the Penal Code. He was sentenced to serve three (3) years imprisonment.

He applied for revision of the sentence and on 1/12/2025, this court declined the application. This is because the court sought a Probation Officers report. The Probation Officer revealed that the Applicant was not a first offender because he had been convicted for a similar offence of stealing in E005/2023 and was placed on probation on 28/8/2024 but had failed to adhere to the conditions given by the Probation Officer.

He came back today with a similar application for revision of sentence. The prosecution Counsel has opposed the application for reason that this court has no jurisdiction to determine it because this court has previously dealt with the same matter.

This court having dismissed a similar application on 1/12/2025 has no jurisdiction to entertain a similar application. The same is dismissed.

**Ruling delivered, dated and signed in open court at Kapenguria this 4th day of March, 2026.**

**R. WENDOH  
JUDGE**

**In the Presence of:-**

***Appellant - in person***

***Ms. Koech - Prosecution Counsel***

***Juma/ Hellen Court Assistants***